

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

JANUARY TERM 2013

NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED

HRGS, INC., RON VAN DER KUIJL, ET AL.,

Appellant,

v.

Case No. 5D11-3651

VINCENT GOODWIN, LOVERY GOODWIN, ET AL.,

Appellee.

\_\_\_\_\_ /

Opinion filed May 31, 2013

Appeal from the Circuit Court  
for Lake County,  
T. Michael Johnson, Judge.

A. Anthony Giovanoli, A. Anthony  
Giovanoli, P.A., Winter Park, and John W.  
Zielinski, NeJame Law, NeJame, Lafay,  
Janča, Ahmed, Barker, Joshi & Moreno,  
P.A., Orlando, for Appellant.

Edward P. Jordan II, of Edward P. Jordan  
II, P.A., Clermont, for Appellees, Edward  
P. Jordan II, Esq., and Edward P. Jordan,  
II, P.A.

E. Dusty Aker, Aker Law Firm, P.A.,  
Sarasota, for Appellees, Kenneth T.  
Lester, Sr., Kenneth T. Lester, Jr., and  
Rodolfo Olea.

No appearance for Appellees, Vincent  
Goodwin and Lovery Goodwin.

PER CURIAM.

We affirm the trial court's denial of an award of attorney's fees to Appellants as we find no abuse of the court's discretion. See T & W Developers, Inc. v. Salmonsens, 31 So. 3d 298, 301 (Fla. 5th DCA 2010). However, we reverse the trial court's order denying Appellants an award of costs. See Wolfe v. Culpepper Constructors, Inc., 104 So. 3d 1132, 1137 (Fla. 2d DCA 2012); Granoff v. Seidle, 915 So. 2d 674, 677 (Fla. 5th DCA 2005). On remand, the trial court shall award Appellants their reasonable, taxable costs.

AFFIRMED in part; REVERSED in part; REMANDED.

ORFINGER, C.J., GRIFFIN and SAWAYA, JJ., concur.